

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Servants – Allegation of Corruption against Sri Devarapalli Subash Chandra Bose, Assistant Director, Disabled Welfare & Senior Citizens, Adilabad District – Trapped by A.C.B. Officials on 01-11-2008 – Prosecution Orders – Issued.

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WOMEN DEVELOPMENT, CHILD WELFARE & DISABLED WELFARE (DWA2) DEPARTMENT

G.O. Ms.No. 28

Dated :13th November, 2009.

ORDER:

Whereas Sri Devarapalli Subash Chandra Bose, worked as Assistant Director, Disabled Welfare & Senior Citizens, Adilabad during the period from 06-05-2004 to 01-11-2008 and as such, he is public servant within the meaning of clause © of Section (2) of the Prevention of Corruption Act. 1988 (Act 49 of 1988).

2. And whereas, it is alleged that Sri Ganta Mahendar, S/o Ramulu, aged 21 years, student, is a resident of Madhapur (V), Nirmal Mandal, Adilabad district and he is a physically handicapped as his left leg is not functioning due to polio disease. He obtained Medical Certificate from the Government Hospital, Adilabad, in which they certified that he is suffering 60% orthopedically disability. On 02-07-2008, a notification was published in all news papers in the name of Joint Collector, Adilabad, vide Rc.No.A1/485/2007 informing that there were four vacancies for the post of Attender for the orthopedically disabled persons. Accordingly, Sri Ganta Mahendar, submitted an application in the Collectorate, Adilabad on 16-07-2008. Sri Ganta Mahendar, came to know that, Sri Devarapalli Subash Chandra, Asst. Director for the Welfare of Disabled & Senior Citizens, Adilabad, is the concerned case worker in the said selection. As such, Sri Ganta Mahendar, approached Sri D. Subash Chandra Bose, in his office. The Asst. Director for the Welfare of Disabled & Senior Citizens, Adilabad in his office, who asked him to pay Rs.80,000/- to process his application form and to manage the remaining selection committee members to provide him the Attender job. Sri D. Subash Chandra Bose, warned that if Sri Ganta Mahendar would not pay the said amount he would not get the job. Sri Ganta Mahendar expressed his inability to pay such a huge amount. Again Sri Ganta Mahendar, went and met Sri Subash Chandra Bose, on 30-10-2008 in the evening about 4 PM and enquired about his job, for which Sri D. Subash Chandra Bose, told that all the applications are under process and he will provide job if he pays him Rs.80,000/-. Sri Ganta Mahendar, reluctantly agreed and told that he will offer the said amount only after getting the job. For which Sri D. Subash Chandra Bose asked him to pay Rs.10,000/- initially and to pay the remaining balance amount of Rs.70,000/- after getting job. But, Sri Ganta Mahendar, agreed to pay an amount of Rs.5,000/- within two days and remaining amount of Rs.5,000/- will be given after ten days as there is no option left to him.

3. And whereas Sri Ganta Mahendar was not willing to pay the bribe to Sri D. Subash Chandra Bose, Asst. Director, Disabled Welfare & Senior Citizens, Adilabad, he lodged a written complaint with the Inspector, ACB, Adilabad on 30-10-2008 at 6 PM. with a request to take action against Sri D. Subash Chandra Bose, Asst. Director for the Welfare of Disabled & Senior Citizens. After due verification, the DSP,ACB, Warangal Range, FAC, Karimnagar Range, registered the said report as a case in Cr. No.22/ACB-KNR/08 U/Sec.7 of the Prevention of Corruption Act, 1988 on 01-11-2008 at 6.30 A.M and investigated into.

4. And whereas, it is further alleged that Sri Devarapalli Subash Chandra Bose, Asst. Director, Disabled Welfare & Senior Citizens, Adilabad, demanded and accepted an amount of Rs. 5,000/- as illegal gratification other than legal remuneration in his Office from Ganta Mahender, on 01-11.2008 at about 4.30 P.M and he was trapped by the A.C.B. Officials of Karimnagar Range. Out of the tainted amount of Rs.5,000/-, Rs.500/- was recovered from the left side shirt pocket of Sri Devarapalli Subash Chandra Bose and remaining Rs.4,500/- was recovered from the drawer of computer table at his instance. The Phenolphthalein test conducted on the left hand fingers of Sri Devarapalli Subash Chandra Bose, inner lining of left shirt pocket and Photostat Marks Memo of one T. Lavanya, which came into contact with tainted amount yielded positive.

5. And whereas, the above said acts of Sri Devarapalli Subash Chandra Bose, constitute offences punishable under sections 7 and sub-section (2) of section 13 read with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act 1988 (Act 49 of 1980).

6. And whereas the Government of Andhra Pradesh being the competent authority to remove the said Sri Devarapalli Subasha Chandra Bose, Assistant Director, Disabled Welfare & Senior Citizens, Adilabad from office after carefully examining the material i.e. FIR, Pre-Trap and Post Trap proceedings placed before them in respect of the said allegations and having regard to the facts and circumstances of the case consider that, the said Sri Devarapalli Subash Chandra Bose, Assistant Director, Disabled Welfare & Senior Citizens, Adilabad district should be prosecuted in a competent court of law for the aforesaid offences.

7. Now, therefore, in exercise of the powers conferred by clause (b) of sub-section (1) of section 19 of the Prevention of Corruption Act 1988 (Act 49 of 1988) the Government of Andhra Pradesh hereby accord sanction for the prosecution of the said Sri Deverapalli Subash Chandra Bose, Assistant Director, Disabled Welfare & Senior Citizens, Adilabad

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for the offences punishable under section 7 and sub-section (2) of section 13 read with clause (d) of sub-section (1) of section 13 of the prevention of Corruption Act, 1988 (Act 49 of 1988) and for any other cognate offence punishable under any other provisions of law for the time being in force in respect of the above said acts and for taking cognizance of the said offence by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

(M. CHAYA RATAN)
PRL. SECRETARY TO GOVT.

To
The Director General,
Anti Corruption Bureau,
A.P., Hyderabad.

//FORWARDED BY ORDER//

SECTION OFFICER